

**HUMAN SERVICES DEPARTMENT[441]**

**Notice of Intended Action**

**Proposing rule making related to child care assistance and providing  
an opportunity for public comment**

The Department of Human Services hereby proposes to amend Chapter 170, “Child Care Services,” Iowa Administrative Code.

*Legal Authority for Rule Making*

This rule making is proposed under the authority provided in Iowa Code section 234.6.

*State or Federal Law Implemented*

This rule making implements, in whole or in part, Iowa Code section 234.6 and the federal Child Care and Development Block Grant.

*Purpose and Summary*

These amendments revise the Child Care Assistance (CCA) fee chart based on the new federal poverty levels (FPL) in accordance with the Child Care and Development Block Grant. These amendments also update rules regarding the temporary-lapse policy and add a wait list exemption for homeless families.

*Fiscal Impact*

This rule making has a fiscal impact of \$100,000 annually or \$500,000 over five years to the State of Iowa. Detailed assumptions and descriptions about how the estimates were derived may be obtained from the Department upon request.

*Jobs Impact*

After analysis and review of this rule making, no impact on jobs has been found.

*Waivers*

This rule making does not provide a specific waiver authority because families may request a waiver of these provisions in a specified situation under the Department’s general rule on exceptions at rule 441—1.8(17A,217).

*Public Comment*

Any interested person may submit written comments concerning this proposed rule making. Written comments in response to this rule making must be received by the Department no later than 4:30 p.m. on March 20, 2018. Comments should be directed to:

Harry Rossander  
Bureau of Policy Coordination  
Department of Human Services  
Hoover State Office Building, Fifth Floor  
1305 East Walnut Street  
Des Moines, Iowa 50319  
Fax: 515.281.4980  
Email: [policyanalysis@dhs.state.ia.us](mailto:policyanalysis@dhs.state.ia.us)

### *Public Hearing*

No public hearing is scheduled at this time. As provided in Iowa Code section 17A.4(1)“b,” an oral presentation regarding this rule making may be demanded by 25 interested persons, a governmental subdivision, the Administrative Rules Review Committee, an agency, or an association having 25 or more members.

### *Review by Administrative Rules Review Committee*

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rule making by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rule making at its regular monthly meeting or at a special meeting. The Committee’s meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

The following rule-making actions are proposed:

ITEM 1. Rescind subparagraph **170.2(2)“b”(9)** and adopt the following new subparagraph in lieu thereof:

(9) Family eligibility shall continue during an approved certification period when a temporary lapse in need for service for a parent established under this subparagraph occurs. A temporary lapse is defined as:

1. Any time-limited absence from work or a training or education program for a parent due to:
  - Need to care for a family member.
  - An illness.
  - Maternity leave.
  - Family Medical Leave Act (FMLA) situations for household members.
  - Participation in a treatment/rehabilitation program.
2. Any reduction in employment or education/training hours that fall below the minimum number required at 170.2(2) “b”(1), (2) or (8) as long as the parent continues to work or attend training or education.
3. Any student holiday or break for a parent participating in training or education.
4. Any interruption in work for a seasonal worker who is not working between regular industry work seasons.
5. Any other cessation of work or attendance at a training or education program that does not exceed three months.

ITEM 2. Amend paragraph **170.2(3)“b”** as follows:

*b. Exceptions to priority groups.* The following are eligible for child care assistance notwithstanding waiting lists for child care services:

- (1) Families with protective child care needs.
- (2) Recipients of the family investment program or those whose earned income was taken into account in determining the needs of family investment program recipients.
- (3) Families that receive a state adoption subsidy for a child.
- (4) Families that are experiencing homelessness.

ITEM 3. Amend subparagraph **170.4(2)“a”(1)** as follows:

(1) The fee schedule shown in the following table is effective for eligibility determinations made on or after July 1, ~~2017~~ 2018:

Monthly Income According to Family Size														Unit Fee Based on Number of Children in Care		
Level	1	2	3	4	5	6	7	8	9	10	11	12	13+	1	2	3 or more
A	\$955	\$1,286	\$1,617	\$1,948	\$2,279	\$2,610	\$2,940	\$3,272	\$3,602	\$3,933	\$4,265	\$4,595	\$4,926	\$0.00	\$0.00	\$0.00
	\$961	\$1,303	\$1,645	\$1,987	\$2,329	\$2,671	\$3,013	\$3,355	\$3,697	\$4,039	\$4,381	\$4,723	\$5,065			
B	\$1,005	\$1,354	\$1,702	\$2,050	\$2,399	\$2,747	\$3,095	\$3,444	\$3,792	\$4,140	\$4,489	\$4,837	\$5,185	\$0.20	\$0.45	\$0.70
	\$1,012	\$1,372	\$1,732	\$2,092	\$2,452	\$2,812	\$3,172	\$3,532	\$3,892	\$4,252	\$4,612	\$4,972	\$5,332			
C	\$1,033	\$1,392	\$1,750	\$2,107	\$2,466	\$2,824	\$3,182	\$3,540	\$3,898	\$4,256	\$4,615	\$4,972	\$5,330	\$0.45	\$0.70	\$0.95
	\$1,040	\$1,410	\$1,780	\$2,151	\$2,521	\$2,891	\$3,261	\$3,631	\$4,001	\$4,371	\$4,741	\$5,111	\$5,481			
D	\$1,061	\$1,430	\$1,797	\$2,165	\$2,533	\$2,901	\$3,268	\$3,637	\$4,004	\$4,372	\$4,740	\$5,108	\$5,475	\$0.70	\$0.95	\$1.20
	\$1,069	\$1,449	\$1,829	\$2,209	\$2,589	\$2,969	\$3,350	\$3,730	\$4,110	\$4,490	\$4,870	\$5,250	\$5,631			
E	\$1,091	\$1,470	\$1,848	\$2,225	\$2,604	\$2,982	\$3,360	\$3,739	\$4,116	\$4,494	\$4,873	\$5,251	\$5,629	\$0.95	\$1.20	\$1.45
	\$1,099	\$1,489	\$1,880	\$2,271	\$2,662	\$3,053	\$3,443	\$3,834	\$4,225	\$4,616	\$5,007	\$5,397	\$5,788			
F	\$1,121	\$1,510	\$1,898	\$2,286	\$2,675	\$3,063	\$3,451	\$3,841	\$4,229	\$4,617	\$5,006	\$5,394	\$5,782	\$1.20	\$1.45	\$1.70
	\$1,129	\$1,530	\$1,931	\$2,333	\$2,734	\$3,136	\$3,537	\$3,939	\$4,340	\$4,742	\$5,143	\$5,544	\$5,946			
G	\$1,152	\$1,552	\$1,951	\$2,350	\$2,750	\$3,149	\$3,548	\$3,948	\$4,347	\$4,746	\$5,146	\$5,545	\$5,944	\$1.45	\$1.70	\$1.95
	\$1,160	\$1,573	\$1,985	\$2,398	\$2,811	\$3,224	\$3,636	\$4,049	\$4,462	\$4,874	\$5,287	\$5,700	\$6,112			
H	\$1,183	\$1,594	\$2,004	\$2,414	\$2,825	\$3,235	\$3,645	\$4,056	\$4,465	\$4,875	\$5,286	\$5,696	\$6,106	\$1.70	\$1.95	\$2.20
	\$1,192	\$1,616	\$2,040	\$2,464	\$2,887	\$3,311	\$3,735	\$4,159	\$4,583	\$5,007	\$5,431	\$5,855	\$6,279			
I	\$1,217	\$1,639	\$2,060	\$2,482	\$2,904	\$3,325	\$3,747	\$4,169	\$4,590	\$5,012	\$5,434	\$5,855	\$6,277	\$1.95	\$2.20	\$2.45
	\$1,225	\$1,661	\$2,097	\$2,532	\$2,968	\$3,404	\$3,840	\$4,276	\$4,711	\$5,147	\$5,583	\$6,019	\$6,455			
J	\$1,250	\$1,684	\$2,116	\$2,549	\$2,983	\$3,416	\$3,849	\$4,283	\$4,715	\$5,148	\$5,582	\$6,015	\$6,448	\$2.20	\$2.45	\$2.70
	\$1,258	\$1,706	\$2,154	\$2,601	\$3,049	\$3,497	\$3,944	\$4,392	\$4,840	\$5,287	\$5,735	\$6,183	\$6,630			
K	\$1,285	\$1,731	\$2,176	\$2,621	\$3,067	\$3,512	\$3,956	\$4,403	\$4,847	\$5,292	\$5,739	\$6,183	\$6,628	\$2.45	\$2.70	\$2.95
	\$1,294	\$1,754	\$2,214	\$2,674	\$3,135	\$3,595	\$4,055	\$4,515	\$4,975	\$5,436	\$5,896	\$6,356	\$6,816			
L	\$1,320	\$1,778	\$2,235	\$2,692	\$3,150	\$3,607	\$4,064	\$4,523	\$4,980	\$5,437	\$5,895	\$6,352	\$6,809	\$2.70	\$2.95	\$3.20
	\$1,329	\$1,802	\$2,274	\$2,747	\$3,220	\$3,693	\$4,165	\$4,638	\$5,111	\$5,584	\$6,056	\$6,529	\$7,002			
M	\$1,357	\$1,828	\$2,298	\$2,767	\$3,238	\$3,708	\$4,178	\$4,649	\$5,119	\$5,589	\$6,060	\$6,530	\$6,999	\$2.95	\$3.20	\$3.45
	\$1,366	\$1,852	\$2,338	\$2,824	\$3,310	\$3,796	\$4,282	\$4,768	\$5,254	\$5,740	\$6,226	\$6,712	\$7,198			
N	\$1,394	\$1,878	\$2,360	\$2,843	\$3,327	\$3,809	\$4,292	\$4,776	\$5,258	\$5,741	\$6,225	\$6,707	\$7,190	\$3.20	\$3.45	\$3.70
	\$1,403	\$1,903	\$2,402	\$2,901	\$3,400	\$3,899	\$4,399	\$4,898	\$5,397	\$5,896	\$6,395	\$6,895	\$7,394			
O	\$1,433	\$1,930	\$2,426	\$2,922	\$3,420	\$3,916	\$4,412	\$4,910	\$5,406	\$5,902	\$6,399	\$6,895	\$7,391	\$3.45	\$3.70	\$3.95
	\$1,443	\$1,956	\$2,469	\$2,982	\$3,495	\$4,009	\$4,522	\$5,035	\$5,548	\$6,061	\$6,575	\$7,088	\$7,601			
P	\$1,472	\$1,983	\$2,492	\$3,002	\$3,513	\$4,023	\$4,532	\$5,043	\$5,553	\$6,062	\$6,574	\$7,083	\$7,593	\$3.70	\$3.95	\$4.20
	\$1,482	\$2,009	\$2,536	\$3,063	\$3,591	\$4,118	\$4,645	\$5,172	\$5,699	\$6,226	\$6,754	\$7,281	\$7,808			

Monthly Income According to Family Size															Unit Fee Based on Number of Children in Care		
Level	1	2	3	4	5	6	7	8	9	10	11	12	13+	1	2	3 or more	
4	Q	<u>\$1,513</u> <u>\$1,523</u>	<u>\$2,038</u> <u>\$2,065</u>	<u>\$2,562</u> <u>\$2,607</u>	<u>\$3,086</u> <u>\$3,149</u>	<u>\$3,611</u> <u>\$3,691</u>	<u>\$4,135</u> <u>\$4,233</u>	<u>\$4,659</u> <u>\$4,775</u>	<u>\$5,184</u> <u>\$5,317</u>	<u>\$5,708</u> <u>\$5,859</u>	<u>\$6,232</u> <u>\$6,401</u>	<u>\$6,758</u> <u>\$6,943</u>	<u>\$7,281</u> <u>\$7,485</u>	<u>\$7,805</u> <u>\$8,027</u>	\$3.95	\$4.20	\$4.45
	R	<u>\$1,554</u> <u>\$1,565</u>	<u>\$2,094</u> <u>\$2,122</u>	<u>\$2,632</u> <u>\$2,678</u>	<u>\$3,170</u> <u>\$3,235</u>	<u>\$3,710</u> <u>\$3,792</u>	<u>\$4,248</u> <u>\$4,348</u>	<u>\$4,786</u> <u>\$4,905</u>	<u>\$5,326</u> <u>\$5,462</u>	<u>\$5,864</u> <u>\$6,018</u>	<u>\$6,402</u> <u>\$6,575</u>	<u>\$6,942</u> <u>\$7,132</u>	<u>\$7,480</u> <u>\$7,689</u>	<u>\$8,018</u> <u>\$8,245</u>	\$4.20	\$4.45	\$4.70
	S	<u>\$1,598</u> <u>\$1,609</u>	<u>\$2,152</u> <u>\$2,181</u>	<u>\$2,706</u> <u>\$2,753</u>	<u>\$3,259</u> <u>\$3,326</u>	<u>\$3,814</u> <u>\$3,898</u>	<u>\$4,367</u> <u>\$4,470</u>	<u>\$4,920</u> <u>\$5,042</u>	<u>\$5,475</u> <u>\$5,615</u>	<u>\$6,028</u> <u>\$6,187</u>	<u>\$6,581</u> <u>\$6,759</u>	<u>\$7,136</u> <u>\$7,332</u>	<u>\$7,689</u> <u>\$7,904</u>	<u>\$8,242</u> <u>\$8,476</u>	\$4.45	\$4.70	\$4.95
	T	<u>\$1,641</u> <u>\$1,653</u>	<u>\$2,211</u> <u>\$2,240</u>	<u>\$2,779</u> <u>\$2,828</u>	<u>\$3,348</u> <u>\$3,416</u>	<u>\$3,917</u> <u>\$4,004</u>	<u>\$4,486</u> <u>\$4,592</u>	<u>\$5,054</u> <u>\$5,180</u>	<u>\$5,624</u> <u>\$5,768</u>	<u>\$6,192</u> <u>\$6,355</u>	<u>\$6,760</u> <u>\$6,943</u>	<u>\$7,330</u> <u>\$7,531</u>	<u>\$7,899</u> <u>\$8,119</u>	<u>\$8,467</u> <u>\$8,707</u>	\$4.70	\$4.95	\$5.20
	U	<u>\$1,687</u> <u>\$1,699</u>	<u>\$2,273</u> <u>\$2,303</u>	<u>\$2,857</u> <u>\$2,907</u>	<u>\$3,441</u> <u>\$3,512</u>	<u>\$4,027</u> <u>\$4,116</u>	<u>\$4,611</u> <u>\$4,720</u>	<u>\$5,196</u> <u>\$5,325</u>	<u>\$5,781</u> <u>\$5,929</u>	<u>\$6,366</u> <u>\$6,533</u>	<u>\$6,950</u> <u>\$7,138</u>	<u>\$7,536</u> <u>\$7,742</u>	<u>\$8,120</u> <u>\$8,346</u>	<u>\$8,704</u> <u>\$8,951</u>	\$4.95	\$5.20	\$5.45
	V	<u>\$1,733</u> <u>\$1,745</u>	<u>\$2,335</u> <u>\$2,366</u>	<u>\$2,935</u> <u>\$2,987</u>	<u>\$3,535</u> <u>\$3,607</u>	<u>\$4,137</u> <u>\$4,228</u>	<u>\$4,737</u> <u>\$4,849</u>	<u>\$5,337</u> <u>\$5,470</u>	<u>\$5,939</u> <u>\$6,091</u>	<u>\$6,539</u> <u>\$6,711</u>	<u>\$7,139</u> <u>\$7,332</u>	<u>\$7,741</u> <u>\$7,953</u>	<u>\$8,341</u> <u>\$8,574</u>	<u>\$8,941</u> <u>\$9,195</u>	\$5.20	\$5.45	\$5.70
	W	<u>\$1,782</u> <u>\$1,794</u>	<u>\$2,400</u> <u>\$2,432</u>	<u>\$3,017</u> <u>\$3,070</u>	<u>\$3,634</u> <u>\$3,708</u>	<u>\$4,253</u> <u>\$4,347</u>	<u>\$4,870</u> <u>\$4,985</u>	<u>\$5,486</u> <u>\$5,623</u>	<u>\$6,105</u> <u>\$6,261</u>	<u>\$6,722</u> <u>\$6,899</u>	<u>\$7,339</u> <u>\$7,537</u>	<u>\$7,958</u> <u>\$8,176</u>	<u>\$8,574</u> <u>\$8,814</u>	<u>\$9,191</u> <u>\$9,452</u>	\$5.45	\$5.70	\$5.95
	X	<u>\$1,830</u> <u>\$1,843</u>	<u>\$2,466</u> <u>\$2,498</u>	<u>\$3,099</u> <u>\$3,154</u>	<u>\$3,733</u> <u>\$3,809</u>	<u>\$4,369</u> <u>\$4,465</u>	<u>\$5,002</u> <u>\$5,121</u>	<u>\$5,636</u> <u>\$5,776</u>	<u>\$6,271</u> <u>\$6,432</u>	<u>\$6,905</u> <u>\$7,087</u>	<u>\$7,539</u> <u>\$7,743</u>	<u>\$8,174</u> <u>\$8,398</u>	<u>\$8,808</u> <u>\$9,054</u>	<u>\$9,442</u> <u>\$9,709</u>	\$5.70	\$5.95	\$6.20
	Y	<u>\$1,881</u> <u>\$1,894</u>	<u>\$2,535</u> <u>\$2,568</u>	<u>\$3,186</u> <u>\$3,242</u>	<u>\$3,838</u> <u>\$3,916</u>	<u>\$4,491</u> <u>\$4,590</u>	<u>\$5,142</u> <u>\$5,264</u>	<u>\$5,794</u> <u>\$5,938</u>	<u>\$6,447</u> <u>\$6,612</u>	<u>\$7,098</u> <u>\$7,286</u>	<u>\$7,750</u> <u>\$7,960</u>	<u>\$8,403</u> <u>\$8,633</u>	<u>\$9,055</u> <u>\$9,307</u>	<u>\$9,706</u> <u>\$9,981</u>	\$5.95	\$6.20	\$6.45
	Z	<u>\$1,933</u> <u>\$1,946</u>	<u>\$2,604</u> <u>\$2,638</u>	<u>\$3,273</u> <u>\$3,331</u>	<u>\$3,942</u> <u>\$4,023</u>	<u>\$4,613</u> <u>\$4,715</u>	<u>\$5,282</u> <u>\$5,407</u>	<u>\$5,952</u> <u>\$6,100</u>	<u>\$6,623</u> <u>\$6,792</u>	<u>\$7,292</u> <u>\$7,484</u>	<u>\$7,961</u> <u>\$8,176</u>	<u>\$8,632</u> <u>\$8,869</u>	<u>\$9,301</u> <u>\$9,561</u>	<u>\$9,970</u> <u>\$10,253</u>	\$6.20	\$6.45	\$6.70
	AA	<u>\$1,987</u> <u>\$2,001</u>	<u>\$2,677</u> <u>\$2,712</u>	<u>\$3,364</u> <u>\$3,424</u>	<u>\$4,052</u> <u>\$4,135</u>	<u>\$4,742</u> <u>\$4,847</u>	<u>\$5,430</u> <u>\$5,559</u>	<u>\$6,118</u> <u>\$6,270</u>	<u>\$6,808</u> <u>\$6,982</u>	<u>\$7,496</u> <u>\$7,694</u>	<u>\$8,184</u> <u>\$8,405</u>	<u>\$8,874</u> <u>\$9,117</u>	<u>\$9,562</u> <u>\$9,829</u>	<u>\$10,250</u> <u>\$10,540</u>	\$6.45	\$6.70	\$6.95
	BB	\$4,000	\$5,000	\$6,000	\$7,000	\$8,000	\$9,000	\$9,000	\$9,000	\$9,000	\$9,500	\$10,000	\$10,500	\$11,500	\$6.70	\$6.95	\$7.20

